

REMARKS

Figure 20 submitted herewith is described in the specification as originally deposited in the USPTO.

The applicant has received a Notice of Omitted Items in a Nonprovisional Application mailed 06/07/2004. The applicant hereby elects to constructively elect option III in the Notice of Omitted Items thus accepting that the application as deposited in the USPTO did not include Figure 20. For the convenience of the Examiner, a copy of the Notice of Omitted Items is returned. The applicant submits that Figure 20 submitted herewith should be permitted to be added to the application in that this amendment does not introduce new matter. The applicant submits that Figure 20 now added is supported by the original disclosure and drawings. In this regard, the Examiner is referred to paragraph [0062] which identifies Figure 20 as being a cross-section of the container 18 in Figure 19. Furthermore, Figures 21 and 22 identify as showing embodiments the same as in omitted Figure 20 but with additional features.

It is respectfully submitted that the text describing Figure 19, the original omitted Figure 20 and Figures 21 and 22 in the description at paragraph [0060] to [0063] render each of the elements submitted in newly submitted Figure 20 as comprising matter which is not new matter over that originally disclosed.

In respect of the reference in paragraph [0060], last sentence to "the side wall of the rod 100 may be perforated with openings 101" such hollow rod 100 and the openings 101 are clearly shown in Figure 21.

As indicated in paragraph [0063], newly submitted Figure 20 is substantially the same as Figure 21, however, with an internal spring 200 provided in Figure 21 that is not provided in Figure 20. Figure 22 shows the container of Figure 21 in a collapsed condition and a comparable collapsed condition is illustrated in Figure 20, albeit in dashed lines and by the

designations 30' and 38'. The indication of the arrow 99 as directing the cap 38 upwardly in Figure 20 is with respect to be understood and disclosed in paragraph [0060].

Favourable consideration and entry of Figure 20 is respectfully requested.

Respectfully submitted,

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Encls.

Notice of Omitted Items

Formal Drawings 1 to 22

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